

AMENDED IN ASSEMBLY APRIL 9, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2176**

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**Introduced by Assembly Member John A. Pérez**

February 20, 2014

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An act to amend Section 12096.3 of the Government Code, *and to amend Section 1401 of the Labor Code*, relating to ~~state government~~ *economic development*.

LEGISLATIVE COUNSEL’S DIGEST

AB 2176, as amended, John A. Pérez. Governor’s Office of Business and Economic Development.

The Economic Revitalization Act establishes the Governor's Office of Business and Economic Development, also known as “GO-Biz,” to, among other things, serve the Governor as the lead entity for economic strategy and the marketing of California on issues relating to business development, private sector investment, and economic growth. Existing law authorizes GO-Biz to, among other things, make recommendations to the Governor and Legislature on new state policies, programs, and actions, or amendments to existing programs.

This bill would instead require GO-Biz to perform the above-described activities and to develop recommendations for an economic development strategic plan for the state.

*Existing law provides that an employer, with certain exceptions, may not order a mass layoff, relocation, or termination, as defined, at a covered establishment without giving 60 days’ prior written notice to employees and the Employment Development Department and other local agencies, as well as complying with specified federal guidelines.*

*This bill would require the employer to also provide written notice to the Governor's Office of Business and Economic Development and require the Employment Development Department to post the notice on its Internet Web site.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 12096.3 of the Government Code is  
2     amended to read:  
3     12096.3. The office shall serve the Governor as the lead entity  
4     for economic strategy and the marketing of California on issues  
5     relating to business development, private sector investment, and  
6     economic growth. In this capacity, the office shall do all of the  
7     following:  
8     (a) Recommend to the Governor and the Legislature new state  
9     policies, programs, and actions, or amendments to existing  
10    programs, advance statewide economic goals and respond to  
11    emerging economic problems and opportunities, and ensure that  
12    all state policies and programs conform to the adopted state  
13    economic and business development goals.  
14    (b) Coordinate the development of policies and criteria to ensure  
15    that federal grants administered or directly expended by state  
16    government advance statewide economic goals and objectives.  
17    (c) Market the business and investment opportunities available  
18    in California by working in partnership with local, regional, federal,  
19    and other state public and private institutions to encourage business  
20    development and investment in the state.  
21    (d) Provide, including, but not limited to, all of the following:  
22    (1) Economic and demographic data.  
23    (2) Financial information to help link businesses with state and  
24    local public and private programs.  
25    (3) Workforce information, including, but not limited to, labor  
26    availability, training, and education programs.  
27    (4) Transportation and infrastructure information.  
28    (5) Assistance in obtaining state and local permits.  
29    (6) Information on tax credits and other incentives.  
30    (7) Permitting, siting, and other regulatory information pertinent  
31    to business operations in the state.

1 (e) Establish a well-advertised telephone number, an interactive  
2 Internet Web site, and an administrative structure that effectively  
3 supports the facilitation of business development and investment  
4 in the state.

5 (f) Encourage collaboration among research institutions, startup  
6 companies, local governments, venture capitalists, and economic  
7 development agencies to promote innovation.

8 (g) In cooperation with the federal government, foster  
9 relationships with overseas entities to improve the state's image  
10 as a destination for business investment and expansion.

11 (h) Conduct research on the state's business climate, including,  
12 but not limited to, research on how the state can remain on the  
13 leading edge of innovation and emerging sectors.

14 (i) Support small businesses by providing information about  
15 accessing capital, complying with regulations, and supporting state  
16 initiatives that support small business.

17 (j) Develop recommendations for an economic development  
18 strategic plan for the state.

19 *SEC. 2. Section 1401 of the Labor Code is amended to read:*

20 1401. (a) An employer may not order a mass layoff, relocation,  
21 or termination at a covered establishment unless, 60 days before  
22 the order takes effect, the employer gives written notice of the  
23 order to the following:

24 (1) The employees of the covered establishment affected by the  
25 order.

26 (2) The Employment Development Department, *the Governor's*  
27 *Office of Business and Economic Development*, the local workforce  
28 investment board, and the chief elected official of each city and  
29 county government within which the termination, relocation, or  
30 mass layoff occurs.

31 (b) An employer required to give notice of any mass layoff,  
32 relocation, or termination under this chapter shall include in its  
33 notice the elements required by the federal Worker Adjustment  
34 and Retraining Notification Act (29 U.S.C. Sec. 2101 et seq.).

35 (c) Notwithstanding the requirements of subdivision (a), an  
36 employer is not required to provide notice if a mass layoff,  
37 relocation, or termination is necessitated by a physical calamity  
38 or act of war.

39 (d) *The Employment Development Department shall, upon*  
40 *receipt of the notice, post the notice on its Internet Web site.*

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